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Immunex Corporation

Docket No.: 2623-A

**DECLARATION AND POWER OF ATTORNEY**

As the below-named inventor, I declare that I am the original, first, and sole inventor of the subject matter which is claimed in the specification identified below and for which a patent is sought on the invention as titled therein. I hereby state that I have reviewed and understand the contents of said specification including the claims. I acknowledge the duty to disclose all information which is known to me to be material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56.

Inventor: TROUTT, Anthony B.  
Post Office 3412 238<sup>th</sup> Street S.W.  
Address: Brier, Washington 98036  
U.S.A.  
Residence: Brier, Washington, U.S.A.  
Citizenship: US

**Title of the Invention:** **METHOD OF REGULATING NITRIC OXIDE PRODUCTION**

USSN: 08/978,773; filed on November 26, 1997.

( ) There are no earlier-filed U. S. applications of which priority benefit is claimed.

( X ) I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which occurred between the filing date of the prior application(s) and the filing date of this application:

USSN:  
60/052,525

Filed:  
November 27, 1996

Status:  
Abandoned

POWER OF ATTORNEY

The power to prosecute this application and transact all business in the Patent and Trademark Office connected herewith is hereby granted to the following attorneys and agents:

Scott G. Hallquist  
Registration No. 30,641

Christopher L. Wight  
Registration No. 31,680

Stephen L. Malaska  
Registration No. 32,655

Janis C. Henry  
Registration No. 34,347

Michael K. Kirschner  
Registration No. 34,851

Kathryn A. Anderson  
Registration No. 32,172

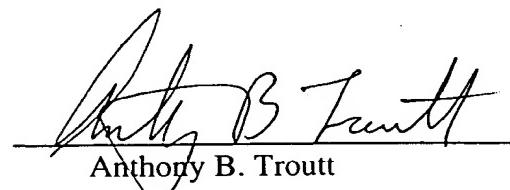
Patricia Anne Perkins  
Registration No. 34,693

Send all correspondence and direct telephone calls to:

Law Department  
Immunex Corporation  
51 University Street  
Seattle, WA 98101  
Telephone: (206) 587-0430

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor:

  
Anthony B. Troutt

Date Signed:

29 January 1998

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of: Docket No.: 2623-B  
Anthony B. Troutt Group Art Unit: Unknown  
Serial No.: --to be assigned-- Examiner: Unknown  
Filed: January 20, 2000  
For: METHOD OF REGULATING NITRIC OXIDE PRODUCTION

**ASSOCIATE POWER OF ATTORNEY**

BOX PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

In the matter of the above identified application, the undersigned principal attorney of record hereby appoints Simone L. Jones, Registration No. 41,951, Julie K. Smith, Registration No. 38,619, and Diana K. Sheiness, Registration No. 35,356 as associate attorneys, to prosecute the subject application and to transact all business in the Patent and Trademark Office connected therewith. Please send further communications to Simone L. Jones at the address below.

Respectfully submitted,



Janis C. Henry  
Registration No. 34,347

Law Department  
Immunex Corporation  
51 University Street  
Seattle, Washington 98101  
(206) 587-0430

Attorney Docket No. 2623-A

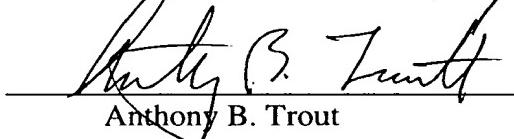
**ASSIGNMENT**

WHEREAS, I, Anthony B. Troutt, residing at 3412 238<sup>th</sup> Street S.W., Brier, Washington, 98036, am the inventor named in an application for Letters Patent of the United States entitled METHOD OF REGULATING NITRIC OXIDE PRODUCTION, said application filed on November 26, 1997;

AND, WHEREAS, IMMUNEX CORPORATION, a corporation of the State of Washington, having a principal place of business at 51 University Street, Seattle, Washington 98101 (hereinafter referred to as ASSIGNEE) is desirous of acquiring the entire right and title to and interest in the invention disclosed in said application;

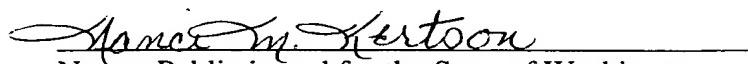
NOW, THEREFORE, for sufficient, good and valuable consideration, the receipt of which is hereby acknowledged, I do hereby sell, assign, and transfer unto said ASSIGNEE my entire right and title to and interest in said application and said invention(s) and all U.S. and foreign applications and patents on said invention(s) to be held and enjoyed by ASSIGNEE as entirely as the same would have been held and enjoyed by me had this sale, assignment, and transfer not been made, and I do hereby further agree and promise to execute all instruments and render all such assistance as ASSIGNEE may request in order to make and prosecute any and all applications on said invention(s), to enforce any and all patents on said invention(s), and to confirm in ASSIGNEE legal title to said invention(s) and all applications and patents on said invention(s), all without charge to ASSIGNEE but at no expense to me.

Executed at Seattle, Washington, this 29<sup>th</sup> day of January, 1998.

  
\_\_\_\_\_  
Anthony B. Troutt

STATE OF WASHINGTON )  
                            ) ss.  
COUNTY OF KING         )

On this 29<sup>th</sup> day of January, 1998, personally appeared before me Anthony B. Troutt, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

  
\_\_\_\_\_  
Lance M. Kertson  
Notary Public in and for the State of Washington,  
residing at Shoreline.  
My commission expires 4/19/92.



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APRIL 03, 1998

PTAS

IMMUNEX CORPORATION  
PATRICIA ANNE PERKINS  
LAW DEPARTMENT  
51 UNIVERSITY STREET  
SEATTLE, WA 98101



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UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/02/1998

REEL/FRAME: 8956/0362  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:

TROUTT, ANTHONY B.

DOC DATE: 01/29/1998

ASSIGNEE:

IMMUNEX CORPORATION  
LAW DEPARTMENT  
51 UNIVERSITY STREET  
SEATTLE, WASHINGTON 98101

SERIAL NUMBER: 08978773

FILING DATE: 11/26/1997  
ISSUE DATE:

PATENT NUMBER:

MAYA BENNETT, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS